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John J. Kelly, Jr. Reg. No.: 29,182

Examiner : David E. Graybill
Art Unit : 2822
Docket No. : 52433/663



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : S. TERASHIMA et al.
Serial No. : 10/000,177
Filed : November 2, 2001
For : SEMICONDUCTOR DEVICE AND METHOD TO PRODUCE
THE SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

SIR:

This Request For Continued Examination (RCE) under 37 C.F.R. §1.114 is being filed in response to the Office Action mailed February 22, 2005 (final rejection) and the Advisory Action mailed July 28, 2005.

It is respectfully requested that the unentered Amendment Under Rule 116 filed July 18, 2005 (Certificate of Mailing dated July 13, 2005) be entered and considered on the merits.

A copy of the unentered Amendment Under Rule 116 filed July 18, 2005 (Certificate of Mailing dated July 13, 2005) is attached to this Request For Continued Examination (RCE).

A petition for an extension of time accompanies this Request For Continued Examination (RCE).

An action on the merits is respectfully requested.

Respectfully submitted,

KENYON & KENYON

By: *John J. Kelly, Jr.*
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

SIR:

This is a Request For Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified patent application.

1. Submission required under 37 C.F.R. §1.114

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on July 18, 2005.

(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other.

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).
- b. ☒ Other. Petition for Extension of Time.

3. Fees

- a. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0600:
 - i. ☒ RCE fee required under 37 C.F.R §1.17(e)
(\$790.00)
 - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. ☐ Suspension fee under 37 C.F.R. §1.17(i)
(\$130.00)
 - iv. ☒ Any deficiency of fee due or any other required fee due in connection with this Request For Continued Examination or in connection with the continued examination of the above-identified patent application.

A duplicate of this paper is enclosed for deposit account charging purposes.

Respectfully submitted,

KENYON & KENYON

By: John J. Kelly, Jr. 8/16/05
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